

PUBLISHED

Filed: 6/8/07

UNITED STATES COURT OF APPEALS  
FOR THE FOURTH CIRCUIT

---

No. 02-1088

---

BOYD AND STEVENSON COAL COMPANY, OLD REPUBLIC  
INSURANCE COMPANY,

Petitioners,

versus

DIRECTOR, OFFICE OF WORKERS' COMPENSATION  
PROGRAMS, IRENE SLONE; VIRGINIA PROPERTY AND  
CASUALTY INSURANCE GUARANTY ASSOCIATION,

Respondents.

---

O R D E R

---

On May 13, 2006, we entered our opinion and order vacating the judgment of the Benefits Review Board and requiring the Board to enter its order designating Virginia Property and Casualty Insurance Guaranty Association (VPCIGA) as the insurer responsible for payment of Mrs. Slone's survivor's benefits in this case. The Board complied with that order, and on January 26, 2007 we entered

our order making VPCIGA a party to this proceeding, \_\_\_ F.3d \_\_\_,  
No. 02-1088, (4th Cir. 2007).

On November 23, 2005, the firm of Wolfe, Williams & Rutherford  
filed its petition for attorney's fees and expenses for its  
representation of Irene Slone in this case, said petition being in  
the amount of \$9,406.25 for fees and expenses.

We have received responses from all of the parties to our  
order making VPCIGA a party to this proceeding and are of opinion  
that VPCIGA is responsible for payment of the fees and expenses  
claimed by Wolfe, Williams & Rutherford in this case. We are of  
opinion the fee request is reasonable, and we hereby allow payment  
of \$9,375, which is the amount claimed by Wolfe, Williams &  
Rutherford, less \$131.25 for services of a legal assistant, which  
sum of \$131.25 we hold is not a reimbursable expense.

It is further ADJUDGED and ORDERED that VPCIGA will see that  
the said sum of \$9,375 is paid to Wolfe, Williams & Rutherford  
without undue delay.

With the concurrences of Judge Wilkinson and Judge Niemeyer.

/s/ H. E. Widener, Jr.

---

For the Court